



Reprinted
February 20, 2009

SENATE BILL No. 359

DIGEST OF SB 359 (Updated February 19, 2009 5:24 pm - DI 103)

Citations Affected: IC 32-31.

Synopsis: Year to year tenancy on land used for agriculture. Provides that a year to year tenancy on real property used for agriculture terminates on March 1 if the landlord or tenant gives written notice before the preceding October 1.

Effective: July 1, 2009.

Stutzman, Leising, Hume

January 8, 2009, read first time and referred to Committee on Agriculture and Small Business.

February 17, 2009, amended, reported favorably — Do Pass.

February 19, 2009, read second time, amended, ordered engrossed.

C
o
p
y

SB 359—LS 6631/DI 103+



First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 359

A BILL FOR AN ACT to amend the Indiana Code concerning property.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 32-31-1-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. **(a) Except as**
3 **provided in subsection (b),** a tenancy from year to year may be
4 determined by a notice given to the tenant not less than three (3)
5 months before the expiration of the year.
6 **(b) When real property used for the production of agricultural**
7 **crops is subject to a tenancy from year to year, the tenancy from**
8 **year to year terminates on March 1 if the landlord or tenant**
9 **receives written notice of the termination of the tenancy before**
10 **October 1 of the preceding year, unless otherwise agreed to in a**
11 **written contract between the landlord and tenant.**



C
o
p
y

COMMITTEE REPORT

Madam President: The Senate Committee on Agriculture and Small Business, to which was referred Senate Bill No. 359, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 8, after "the" insert "**landlord or**".

and when so amended that said bill do pass.

(Reference is to SB 359 as introduced.)

NUGENT, Chairperson

Committee Vote: Yeas 5, Nays 4.

SENATE MOTION

Madam President: I move that Senate Bill 359 be amended to read as follows:

Page 1, line 10, delete "September" and insert "**October**".

(Reference is to SB 359 as printed February 18, 2009.)

STUTZMAN

C
o
p
y

